

SCHEDULE 4
(section 123(3))

CONSEQUENTIAL AMENDMENTS TO OTHER WRITTEN LAWS

First column

Second column

1. Merchant Shipping Order, 2002(S 27/2002)

Section 2(1)

i. To insert the following three new definitions in the appropriate alphabetical order —

“ “Authority” means the Maritime and Port Authority of Brunei Darussalam established under the Maritime and Port Authority of Brunei Darussalam Order, 2016;

“Maritime and Port Authority of Brunei Darussalam Fund” means the Maritime and Port Authority of Brunei Darussalam Fund established under section 21 of the Maritime and Port Authority of Brunei Darussalam Order, 2016”;

SCHEDULE 4 – (continued)

“Port Master” means the Port Master appointed under the Maritime and Port Authority of Brunei Darussalam Order, 2016 and includes any Deputy Port Master;”.

- ii. Delete the definition of “harbour craft” and substitute the following new definition therefor –

“harbour craft” means has the same meaning as in section 2 of the Maritime and Port Authority of Brunei Darussalam Order, 2016;”.

- iii. Delete the definition of “port” and substitute the following new definition therefor –

“ “port” has the same meaning as in section 2 of the Maritime and Port Authority of Brunei Darussalam Order, 2016;”.

Section 4(2)

Repeal.

Section 5A

Insert the following new section 5A immediately after section 5 –

“Delegation of powers by Authority.

5A. The Authority may delegate to any of its officers all or any of the functions and power conferred on the Authority by this Order.”.

Section 5(1)

Delete “His Majesty the Sultan and Yang Di-Pertuan” from the first line and substitute with “The Authority” therefor.

Section 43(1)

Delete “Registrar” from the first line and substitute with “Authority” therefor.

Section 43(2)

Delete “Registrar” from the first line and substitute with “Authority” therefor.

Section 50

Insert “, the Port Master” immediately after “Director” in the third line.

Part IV

Repeal.

Section 111(2)

Insert “or the Port Master” immediately after “Director”.

SCHEDULE 4 — (continued)

Section 135(4)	Delete “His Majesty the Sultan and Yang Di-Pertuan” from the last two lines and substitute with “the Minister” therefor.
Section 135(5)	<ul style="list-style-type: none"> i. Delete “His Majesty the Sultan and Yang Di-Pertuan, may if in any case His Majesty the Sultan and Yang Di-Pertuan” from the first two lines and substitute with “The Minister may, if in any case the Minister” therefor. ii. Delete “Consolidated” from the last line and substitute with “Maritime and Port Authority of Brunei Darussalam” therefor.
Section 136(1)	Delete “His Majesty the Sultan and Yang Di-Pertuan” from the second line and substitute with “the Minister” therefor.
Section 136(1)/b)	Delete “His Majesty the Sultan and Yang Di-Pertuan” from the first line and substitute with “the Minister” therefor.
Section 140	<ul style="list-style-type: none"> i. Delete “His Majesty the Sultan and Yang Di-Pertuan” from the first line and substitute with “The Minister” therefor. ii. Delete “Consolidated” from the second line and substitute with “Maritime and Port Authority of Brunei Darussalam” therefor.
Section 143	Delete “Director” from the first line and substitute with “Authority” therefor.
Section 149(2)	Delete “Director” from the second line and substitute with “Authority, and another to the office of the Port Master” therefor.
Section 152	Delete “Director” from the second line and substitute with “Port Master” therefor.
Section 166	Delete “Director” from the last line and substitute with “Authority” therefor.
Section 168(3)	Delete “Director” and substitute with “Authority” therefor.
Section 174(1)	Delete “Director” wherever it appears in the third line and substitute with “Authority” therefor.

SCHEDULE 4 – *(continued)*

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| Section 174(4) | Delete “Director” from the second line and substitute with “Authority” therefor. |
| Section 188 | Insert “the Port Master,” immediately before “or” in the second last line. |
| Section 194 <i>(b)</i> | Insert “the Port Master,” immediately before “the” the first time it appears in the second line. |
| Section 198(1) | Delete “Director” from the second line and substitute with “Authority” therefor. |
| Section 198(2) | Delete “Director” from the first line and substitute with “Authority” therefor. |
| Section 198(3) | Delete “Director” from the second last line and substitute with “Authority” therefor. |
| Section 198(4) | Delete “Director” from the first line and substitute with “Authority” therefor. |
| Section 199(3) | Delete “Director” wherever it appears and substitute with “Authority” therefor. |
| Section 200 | Delete “Director” and substitute with “Authority” wherever it appears. |
| Section 201(1) | Insert “the Port Master” immediately before “a” the first time it appears in the first line. |
| Section 203 | Insert “the Port Master” immediately before “a” the first time it appears in the first line. |
| Section 206(1) | Insert “the Port Master” immediately before “a” the first time it appears in the first line. |
| Section 210(5) | Delete “Director” and substitute with “Consolidated Fund” therefor. |
2. Prevention of Pollution of the Sea Order, 2005 (S 18/2005)
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| Section 2(1) | i. Delete the definition of “appointed authority” and substitute the following new definition therefor –

“appointed authority” means the Maritime and Port Authority of Brunei Darussalam established under the Maritime and Port Authority of Brunei Darussalam Order, 2016 and any person appointed by the Minister for the purposes of this Order or any regulations made thereunder;” |
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SCHEDULE 4 – (continued)

- ii. Delete the definition of “Authority and substitute the following new definition therefor –
- “ “Authority” means the Maritime and Port Authority of Brunei Darussalam established under the Maritime and Port Authority of Brunei Darussalam Order, 2016;”.
- iii. Delete the definition of “port” and substitute the following new definition therefor –
- “ “port” has the same meaning as in the Maritime and Port Authority of Brunei Darussalam Order, 2016;”.
- iv. Insert the following new definition immediately after “port” –
- “ “Port Master” means the Port Master appointed under section 15 of the Maritime and Port Authority of Brunei Darussalam Order, 2016 and includes any Deputy Port Master appointed under that section;”.
- Section 8(1) Delete “Authority” from the last line and substitute with “Port Master or the officer designated by the Port Master” therefor.
- Section 8(2) Delete “Authority” from the first line and substitute with “Port Master or the officer designated by the Port Master” therefor.
- Section 15 Delete “Director” from the third last line and substitute with “the Port Master” therefor.
- Section 21 Insert “or the Port Master” immediately after “Director” wherever it appears.
- Section 22(1) Insert “the Port Master,” immediately after “the” the second time it appears in the second line.
- Section 22(2) Insert “, the Port Master” immediately after “Director” in the first line.
- Section 26(1) Delete “Authority” from the first and second lines and substitute with “Port Master” therefor.
- Section 28 Delete “Authority” from the first and third lines and substitute with “Port Master” therefor.

BRUNEI DARUSSALAM GOVERNMENT GAZETTE

SCHEDULE 4 — *(continued)*

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| Section 30(1) | Delete “Authority” from the first and third lines and substitute with “Port Master” therefor. |
| Section 31(3) | Insert “or the Port Master” immediately after “Director” in the last line. |
| Section 33(1)/ <i>e</i> | Delete “Minister” from the first line and substitute with “Authority” therefor. |
| Section 33(2)/ <i>b</i> | Delete “Authority” from the third line and substitute with “Port Master” therefor. |